

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2004-071201

12/06/2010

HON. HARRIETT CHAVEZ

CLERK OF THE COURT
A. Marquis
Deputy

IN RE THE MATTER OF
LISA HAZELETT

LISA HAZELETT
7838 W ORANGEWOOD AVE
GLENDALE AZ 85303

AND

NICOLAS ROBERT PALUMBO

NICOLAS ROBERT PALUMBO
4113 W HATCHER
PHOENIX AZ 85051

FAMILY COURT SERVICES-CCC

MINUTE ENTRY

Courtroom 124

Prior to commencement of today's hearing, Petitioner's exhibits 1 through 7 and 11, and Respondent's exhibits 8 through 10 are marked for identification.

11:05 a.m. This is the time set for Evidentiary Hearing on Respondent/Father's Petition to Modify Child Parenting Time or Parenting Time and Child Support, filed August 6, 2010. Petitioner/Mother, Lisa Hazelett, is present on her own behalf. Respondent/Father, Nicolas Palumbo, is present on his own behalf.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

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The parties are sworn.

No agreements having been reached, hearing proceeds.

The Court notes it received a Motion For Order Re: Order of Assignment, filed by Petitioner/Mother on November 4, 2010.

An Order of Assignment having been issued on April 27, 2010, the Motion is hereby deemed moot and therefore denied.

Respondent's case:

Cindy Dominique is sworn and testifies.

Kristen Brooks is sworn and testifies.

Nicolas Palumbo, previously sworn, now testifies.

Petitioner's case:

Lisa Hazelett, previously sworn, now testifies.

Both sides rest.

Based upon the testimony presented and for the reasons set forth on the record,

IT IS ORDERED denying Father's request that he be allowed parenting time three (3) out of four (4) weekends a month.

IT IS FURTHER ORDERED granting Father's request for additional parenting time, expanding Father's visitation during holidays and school breaks as follows:

- **First week of Christmas Break** (designated as Saturday to Saturday); Father will have even years; Mother will have odd years.
- **Second week of Christmas Break** (designated as Saturday to Saturday); Father will have odd years; Mother will have even years.
- **Spring Break** (designated from Friday after school is out until the second

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Sunday at 6:00 p.m.); Father will have odd years; Mother will have even years.

- **Fall Break** (designated from Friday after school is out until the second Sunday at 6:00 p.m.); Mother will have odd years; Father will have even years.
- **Summer Break**; Father shall have **three (3) weeks** of continuous, uninterrupted parenting time, commencing on a date designated by Father at least thirty (30) days in advance.
- **Mid-Week Visit**; Father will have a mid-week visit every Wednesday, with pick up after school and return to Mother at 7:30 p.m. Wednesday evening.

Discussion ensues regarding modification of child support.

Based upon the discussion held,

THE COURT FINDS that the relevant financial factors required to be included, and the discretionary allowances and adjustments which the Court will allow, for a current calculation of child support pursuant to the Arizona Child Support Guidelines are as set forth in the Child Support Worksheet and incorporated herein by reference.

THE COURT FURTHER FINDS that there is a substantial and continuing change of circumstances warranting modification of the child support order in this case.

IT IS THEREFORE ORDERED that Father shall pay to Mother as and for child support the sum of **\$195.58 per month**, plus a \$5.00 Clearinghouse Handling Fee, payable through the Support Payment Clearinghouse on the 1st day of each month **commencing January 1, 2011** by Wage Assignment.

IT IS FURTHER ORDERED that Father shall pay to Mother as and for child support arrearages the sum of **\$200.00 per month**, payable through the Support Payment Clearinghouse on the 1st day of each month **commencing January 1, 2011** by Wage Assignment, until paid in full.

IT IS FURTHER ORDERED that at any time an Order of Assignment is not paying the child support obligation in full, Father shall make full and timely payments

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directly to the Support Payment Clearinghouse, P.O. Box 52107, Phoenix, AZ 85072-2107.

LET THE RECORD REFLECT an Order of Assignment is initiated electronically by the above-named deputy clerk.

IT IS FURTHER ORDERED that any time Father changes employers, Father shall complete the "Current Employer Information" form, **attached hereto**, and file same with the Clerk of Court.

Father makes an oral motion that his child support arrears be recalculated and his arrearage payment be reduced.

IT IS ORDERED denying Father's oral motion; however, the Court instructs Father that he may file the appropriate motion with the court

On the Court's own motion,

IT IS ORDERED that Petitioner's exhibits 1 through 7 and 11 and Respondent's Exhibits 8 through 10 are received in evidence.

IT IS FURTHER ORDERED affirming the **Enforcement Review Hearing** set on **February 24, 2011 at 10:00 a.m.** before

COMMISSIONER JACKI IRELAND
NORTHWEST REGIONAL COURT
COURTROOM 123
14264 W TIERRA BUENA LANE
SURPRISE, AZ 85374
602-506-3809

11:56 a.m. Matter concludes.

FILED: Child Support Worksheet; Exhibit Worksheet

IT IS ORDERED signing this minute entry as a formal order of the Court pursuant to Rule 81(A), *Arizona Rules of Family Law Procedure*.

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December 8, 2010

/s/ Hon. Harriett Chavez

Date

The Honorable Harriett Chavez
Judge of the Superior Court

All parties representing themselves must keep the Court updated with address changes.
A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.

Attachments:

NICOLAS ROBERT PALUMBO: Non IV-D Payment Instructions, Current Employer Information